

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

MERRILL LYNCH, PIERCE, )  
FENNER & SMITH INCORPORATED, )  
                                  )  
                                  )  
Plaintiff,                    )  
                                  )  
                                  )  
v.                             )                            1:06CV967  
                                  )  
                                  )  
G. MICHAEL CRUMP,            )  
                                  )  
                                  )  
Defendant.                    )

**O-R-D-E-R**

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on February 16, 2007, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

**IT IS THEREFORE ORDERED** that Defendant's motion to set aside entry of default [Pleading No. 16] is **GRANTED**.

This the day of July 3, 2007

/s/ N. Carlton Tilley, Jr.  
United States District Judge